

STATE OF HAWAII  
DEPARTMENT OF LAND AND NATURAL RESOURCES  
Land Division  
Honolulu, Hawaii 96813

March 11, 2010

Board of Land and Natural Resources  
State of Hawaii  
Honolulu, Hawaii

PSF No: 10KD-012

Kauai

Set Aside to Department of Transportation, Highways Division for Wailua Falls  
Loop Road, Wailua, Kauai, Tax Map Key: (4) 4-2-1:portion of Kuamoo Road.

APPLICANT:

Department of Transportation, Highways Division

LEGAL REFERENCE:

Section 171-11, Hawaii Revised Statutes (HRS), as amended.

LOCATION:

Portion of Government lands of Wailua situated at Kawaihau, Kauai, identified by Tax  
Map Key: (4) 4-2-1:portion of Kuamoo Road, as shown on the attached map labeled  
Exhibit A.

AREA:

Parcel 1-A = .020 acres, more or less.  
Parcel 1-B = .146 acres, more or less.  
Parcel 1-C = 1.266 acres, more or less.  
Remnant B = 3 square feet, more or less.

ZONING:

|                          |             |
|--------------------------|-------------|
| State Land Use District: | Agriculture |
| County of Kauai CZO:     | Agriculture |

TRUST LAND STATUS:

Section 5(b) lands of the Hawaii Admission Act

DHHL 30% entitlement lands pursuant to the Hawaii State Constitution: YES \_\_\_ NO  
\_x\_

CURRENT USE STATUS:

Vacant and unencumbered. Currently used as Wailua Falls Loop Road.

PURPOSE:

Wailua Falls Loop Road purposes.

CHAPTER 343 - ENVIRONMENTAL ASSESSMENT:

This action before the Board is merely a transfer of management jurisdiction and does not constitute a use of State lands or funds, and therefore, this action is exempt from the provisions of Chapter 343, HRS, relating to environmental impact statements. Inasmuch as the Chapter 343 environmental requirements apply to Applicant's use of the lands, the Applicant shall be responsible for compliance with Chapter 343, HRS, as amended.

APPLICANT REQUIREMENTS:

Not applicable.

REMARKS:

Back in 1968, the State Department of Transportation embarked on the Wailua Falls Loop Road (G-3329-01-63, BD-67-359, K-02-72). State lands were needed for this ambitious project from Governor's Proclamation dated September 5, 1961 (Wailua Game Reserve), Governor's Executive Order No. 1967 (University of Hawaii Agricultural Experiment Station) and General Lease No. 3520 issued to Hawaiian Fruit Packers, Ltd. (expired on June 3, 1970).

The Wailua Falls Loop Road has been built and is in use by the community and its visitors.

Recently, Department of Accounting and General Services, Survey Division review of Governor's Executive Order No. 1967 has uncovered past errors. This is the final matter that needs to be corrected or set aside to Department of Transportation for this remaining section of Wailua Loop Falls Road that is on State lands. Department of Transportation is responsible and has been maintaining Wailua Loop Falls Road, not the University of Hawaii or DLNR.

Staff did not solicit comments from other governmental agencies as today's request is for housekeeping only.

RECOMMENDATION:

That the Board, subject to Applicant fulfilling the Applicant Requirements above:

1. Approve of and recommend to the Governor the issuance of an executive order setting aside the subject lands to Department of Transportation, Highways Division under the terms and conditions cited above, which are by this reference incorporated herein and subject further to the following:
  - A. The standard terms and conditions of the most current executive order form, as may be amended from time to time;
  - B. Disapproval by the Legislature by two-thirds vote of either the House of Representatives or the Senate or by a majority vote by both in any regular or special session next following the date of the setting aside;
  - C. Review and approval by the Department of the Attorney General; and
  - D. Such other terms and conditions as may be prescribed by the Chairperson to best serve the interests of the State.

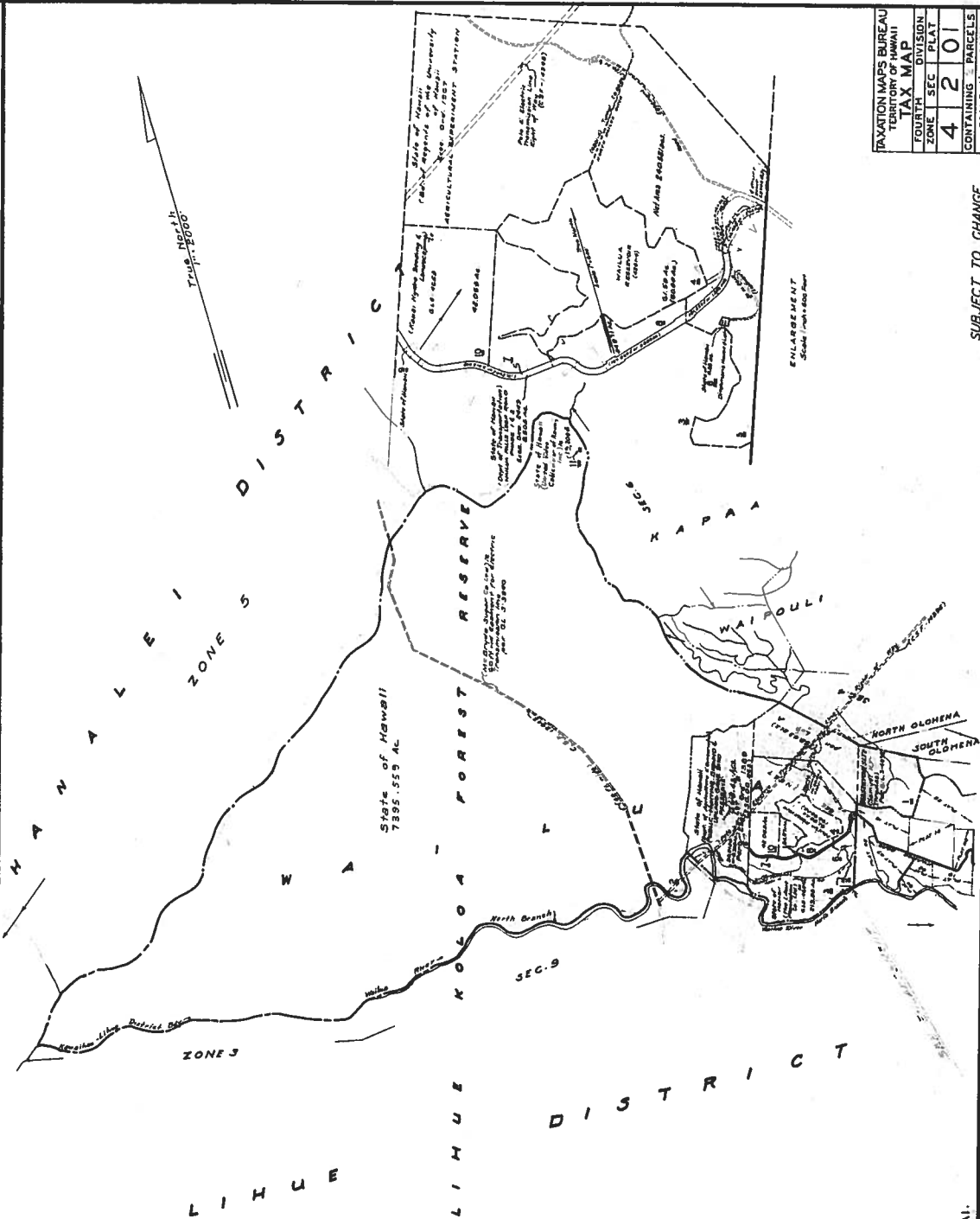
Respectfully Submitted,



Charlene Unoki  
Assistant Administrator

APPROVED FOR SUBMITTAL:

  
\_\_\_\_\_  
Laura H. Thielen, Chairperson



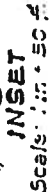
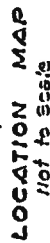
|                                |     |          |      |
|--------------------------------|-----|----------|------|
| TAXATION MAPS BUREAU<br>HAWAII |     |          |      |
| TAX MAP                        |     |          |      |
| FOURTH                         | SEC | DIVISION | PLAT |
| 4                              | 2   | 01       |      |
| CONTAINING PARCELS             |     |          |      |
| SCALE 1 IN = 2000 FT.          |     |          |      |

SUBJECT TO CHANGE

PORTION OF WAILUA, KAWAIIHAU, KAUAI.

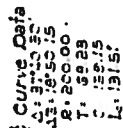
2911  
Source  
Tax Maps Bureau C Survey Dept  
L.H.C. R.S.G.  
August, 1936

EXHIBIT "A"



AT WAILUA, KAWAHAU (PUNU), KAUAI, HAWAII

*At. Rao.*  
Cadastral Engineer



NOTE.  
Origin of suffix: "pooku" a  
conditioning for "pooku" a